

Approved: _____
JEFFREY A. UDELL
Assistant United States Attorney

Before: HONORABLE MARK D. FOX
United States Magistrate Judge
Southern District of New York

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:
UNITED STATES OF AMERICA : COMPLAINT
:
-v- : Violation:
: 18 U.S.C. §§ 2113(a) & (e) & 2
PAUL RYAN DOUGLAS, :
: COUNTY OF OFFENSE:
Defendant. : WESTCHESTER
:
- - - - - x

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:
SOUTHERN DISTRICT OF NEW YORK)

STEPHEN TORTORELLA, being duly sworn, deposes and says that he is a Special Agent of the Federal Bureau of Investigation ("FBI"), and charges as follows:

COUNT ONE

On or about April 22, 2004, in the Southern District of New York, PAUL RYAN DOUGLAS, the defendant, unlawfully, willfully, and knowingly, by force and violence, and by intimidation, did attempt to take, from the person and presence of another, property and money belonging to and in the care, custody, control, management, and possession of the Citibank at 1915-25 Central Park Avenue, in Yonkers, New York, the deposits of which were then insured by the Federal Deposit Insurance Corporation, and in committing such offense, and in avoiding and attempting to avoid apprehension for the commission of this offense, did kill a person, to wit, in attempting to take money from the Citibank ATM machine by force, PAUL RYAN DOUGLAS did kill Milton Moran, Jr.

(Title 18, United States Code, Sections 2113(b) and (e) and 2)

The bases for my knowledge and for the foregoing charge are, in part, as follows:

1. I am a Special Agent with the FBI, and I have been personally involved in the investigation of this matter. This Complaint is based upon my conversations with other law enforcement agents, my examination of reports and records, and my conversations with other individuals. Because this Complaint is being submitted for the limited purpose of establishing probable cause, it does not include all the facts that I have learned during the course of my investigation. Where the contents of documents and the actions, statements and conversations of others are reported herein, they are reported in substance and in part, except where otherwise indicated.

2. On the morning of April 22, 2004, the lifeless body of Milton Moran, Jr. ("Moran") was found, bound with duct tape, by officers of the Yonkers Police Department ("YPD") inside the trunk of Moran's black Toyota ("the Toyota"), parked in the parking lot of the Citibank branch on 1915-25 Central Park Avenue, in Yonkers, New York ("the Citibank").

3. Moran was an employee of Brinks Security Services, Inc. ("Brinks"), whose job included, among other things, repairing ATM machines, such as those at Citibank. In carrying out this work, Moran would have access to the large amounts of cash found in ATMs. On the morning of April 22, 2004, at approximately 9:00 a.m., Moran repaired an ATM at the Citibank. I am informed by Brinks employees, who were advised as to the number of keys found on Moran's body, that Moran should have had additional keys to ATM machines on his person and that, in their view, several keys were missing.

4. I have spoken with an officer of CitiBank, who has informed me that the deposits of the bank are ensured by the Federal Deposit Insurance Corporation.

5. I have spoken with Officers of the YPD, who spoke with several persons who were in the vicinity of the Citibank on the morning of April 22, 2004. One witness ("CW-1") reported observing a man dragging what appeared to be a limp body away from a dark colored SUV and toward the direction of a black car, later identified as the Toyota. CW-1 heard a "thud" and then, looking in the direction of the Toyota, observed a human foot hanging out of the Toyota's open trunk. Shortly thereafter, a second witness ("CW-2") observed a dark colored SUV, that bore New York license plate number CEV-1501, exit the Citibank parking lot, out of the entrance.

6. A black 1999 Lexus LX 470, New York license plate number CEV-1501 ("the Lexus"), is registered to a woman ("W") at

a Brooklyn address. I am informed by a confidential witness ("CW-3") -- who personally knows both W and PAUL RYAN DOUGLAS, the defendant -- that DOUGLAS and W live together and that DOUGLAS frequently drives the Lexus. In addition, CW-3 advised that on April 21, 2004 -- i.e., the day before the murder of Moran -- W left on a plane for the Bahamas. I am informed that photographs taken by Port Authority of the States of New York and New Jersey reveal that the Lexus entered John F. Kennedy International airport on April 21, 2004 and left the airport approximately one hour later.

7. I have spoken with Brinks personnel who have informed me that PAUL RYAN DOUGLAS, the defendant, was a Brinks courier until in or about June of 2002. In his capacity as a Brinks employee, DOUGLAS was knowledgeable about the procedures by which employees of Brinks had access to cash at ATM machines.

8. Approximately six months after PAUL RYAN DOUGLAS, the defendant, left his job at Brinks, two ATM machines that had been on DOUGLAS's courier route were burglarized in what appeared to be an "inside job." Specifically, on or about January 15, 2003, approximately \$169,000 was taken from two ATM machines at a Citibank branch in Pearl River, New York ("the Pearl River Citibank"). The circumstances of that theft indicated that it was undertaken by a person or persons with knowledge of the procedures by which money is removed from ATM machines -- among other things, there was no forced entry, a key was used to access the ATM machines, and the ATM alarm was deactivated at the time of the theft.

9. I am informed by Brinks personnel that the Pearl River Citibank was one bank along the route of banks that were previously serviced by PAUL RYAN DOUGLAS, the defendant. In addition, I learned that although DOUGLAS had been working as a security guard for a company in Manhattan from in or about August 2002 through March 2003, on January 15, 2003 -- i.e., the day of the ATM theft at the Pearl River Citibank -- DOUGLAS reported absent to his security guard job.

10. I have also spoken with officers of the Orangeburg Police Department who attempted to interview PAUL RYAN DOUGLAS, the defendant, in connection with their investigation of the ATM theft at the Pearl River Citibank. According to those officers, W was at DOUGLAS's apartment when they attempted to interview him, and she hurriedly left once the officers identified themselves.

WHEREFORE, deponent prays that PAUL RYAN DOUGLAS, the defendant, be arrested, and imprisoned, or bailed, as the case may be.

STEPHEN TORTORELLA
Special Agent
Federal Bureau of Investigation

Sworn to before me this
___ day of April, 2004

UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK